

AUTOMOBILE REPAIRS . . .

DON'T GET FIXED . . . FIX THE PROBLEM!

Getting your car properly repaired can be a nightmare! But it doesn't have to be, IF you know your rights. You do not have to be an expert auto mechanic to protect yourself. The following information is based on Chapter 437B, Hawaii Revised Statutes, which regulates the licensing of motor vehicle repair dealers, mechanics, and apprentices.

Automobile repair dealers and mechanics are required to have licenses to perform any repair that involves maintenance of and modifications and repairs of a motor vehicle.

Motor vehicle repairs DO NOT include "tire repairs, changing tires, lubricating vehicles, installing light bulbs, batteries, windshield wiper blades, and other minor accessories, cleaning, adjusting, and replacing spark plugs, replacing oil and air filters, and other minor services" (Section 437B-1, Hawaii Revised Statutes)

MOTOR VEHICLES

A motor vehicle includes any passenger car, truck, truck tractor, motorcycle, or motor scooter. Mopeds are not considered a motor vehicle.

GET A WRITTEN ESTIMATE

BEFORE you authorize any repair of your car, be sure to obtain a written estimate of the work to be done. You may be charged a "reasonable fee" for this estimate. The final

charge for repairs cannot exceed 15% of the estimated price, if the estimate is less than \$100, or 10% of the estimated price, if the estimate is more than \$100.

ALL WORK done by the repair dealer, including warranty work, must be noted on an invoice or repair work order, including any parts supplied for the repairs.

If crash, used, rebuilt, or reconditioned parts are used, this must be stated on the invoice. You will receive a copy of the invoice or work order. The repair dealer will keep a record of all work orders for at least two (2) years.

RETURN OF REPLACED PARTS

If you want replaced parts to be returned to you by the repair dealer or mechanic, you must make the request AT THE TIME THE WORK ORDER IS TAKEN.

Certain parts may be exempt from this requirement due to size, weight, or other similar factors, and may include such parts as the repair dealer, mechanic, or apprentice is required to return to the manufacturer or distributor under a warranty agreement.

A motor vehicle repair dealer does not have to return the following parts:

- (1) Transmission
- (2) Differential
- (3) Engine Block

AUTO BODY REPAIRS, AUTO PAINTING, etc.

Auto body shops, auto painting shops, auto glass shops, auto machine shops, radiator shops or other auto specialty shops perform work which is NOT considered an automobile repair.

However, if any of these shops perform work on a motor vehicle involving the removal, replacement, and repairing or modification, or both, of any component of the car's engine, automatic transmission, brakes, electrical systems, front and rear suspensions, air-conditioner, and standard transmission and rear axle, they must obtain a motor vehicle repair dealer license.

SALVAGED, WRECKED, OR DISMANTLED VEHICLES

A motor vehicle repair dealer who works on restoring or rebuilding salvaged, wrecked, or dismantled vehicles must obtain a performance bond of not less than \$25,000.

If a vehicle is a salvaged vehicle, this should be noted on the Certificate of Registration of the vehicle.

MOBILE REPAIR DEALERS

A motor vehicle repair dealer may have a mobile repair facility, but it must be registered with the Motor Vehicle Repair Industry Board.

REGISTERED MECHANICS

At least 50% of the mechanics employed by a dealer on a full-time basis must be registered-certified mechanics.

This may mean that the person who does the actual work on your car may not be required to be licensed. The work this person performs must be supervised by the licensed mechanic(s) on the premises.

ADVERTISING

The license number of the repair dealer must be included in any advertising by the repair dealer. An advertisement includes, but is not limited to, any card, sign, device, marking on or in any building or structure, newspaper or magazine, or directory under the listing of motor vehicle repair dealer, or broadcasting by airwave transmission which relates to the motor vehicle repair business.

COMPLAINTS ABOUT THE REPAIR OF YOUR CAR

If you have a complaint about the repair of your car, you may file a written complaint with the CONSUMER RESOURCE CENTER, Department of Commerce and Consumer Affairs. Call 587-3222 and press 2 to request a complaint form. When filing your complaint, enclose COPIES of the work order for the repair(s), proof of payment, or any other documentation pertinent to your complaint.

The Regulated Industries Complaints Office receives, resolves, investigates and prosecutes complaints relating to the industries, boards, and commissions regulated by the department.

Call the DCCA **Consumer Resource Center** at **587-3222** and press 1 if you would like the complaints history for a merchant, car dealership, and other businesses and licensed professionals in Hawaii.

If you are calling from the Neighbor Islands, call via the state toll free telephone number for Kauai 274-3141 extension 73222; the Big Island 974-4000 extension 73222; Maui 984-2400 extension 73222; Molokai and Lanai 1-800-468-4644 extension 73222.

We will assist you in handling your complaint.

The language of this brochure is for informational purposes only. This brochure is intended as a reference and does not provide legal advice. The information contained in this brochure is subject to change.

This printed material can be made available for individuals with special needs in braille, large print or audio tape. Please submit your request to the Complaints and Enforcement Officer at 586-2666.

Regulated Industries Complaints Office

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